

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 28 1981

Returned to applicant for correction..... NOV 16 1981

Corrected application filed.....

Map filed..... JAN 15 1982

The applicant..... Nevada Western Silica Corporation  
1730 Locust Ravine....., of..... Bakersfield  
CA 93306.....  
Street and No. or P.O. Box No. City or Town  
State and Zip Code No.

hereby make.... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

Las Vegas, Nevada - January 23, 1979

1. The source of the proposed appropriation is..... an underground source  
Name of stream, lake or other source.

2. The amount of water applied for is..... .1..... second-foot  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for..... Milling Purposes.  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: Northeast Quarter (NE¼) of the  
Northeast Quarter (NE¼) of Section 33, T.4S., R.43E., M.D.B.&M., or at a point.  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
from which the SE corner of said Section 33 bears South 1°49' East a distance of 4530 feet.  
it should be stated.

6. Place of use..... Northeast Quarter (NE¼) of Section 33, Township 4 South,  
Range 43 East, M.D.B.&M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about..... January 1st..... and end about..... December 31st....., of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump and tanks

State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$1,000.00
10. Estimated time required to construct works.....one year  
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....three years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use - 730,000 gal per year (2000 GPD) Applicant proposes  
to use water for dust abatement and fire protection purposes.

By s/Stephen F. Turner  
Signature, applicant or agent  
Stephen F. Turner  
Compared bc/bl.....br/ja.....2325 W. Charleston Blvd., Las Vegas, NV 89102

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

This permit is issued subject to the agreement dated April 21, 1983 between the permittee and Colvin Cattle Company. This agreement filed in the Office of the County Recorder, Nye County, Nevada, under file No. 80874.

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.1.....cubic feet per second, but not to exceed 0.73 million gallons annually.

Actual construction work shall begin on or before.....N/A

Proof of commencement of work shall be filed before.....N/A

Work must be prosecuted with reasonable diligence and be completed on or before.....June 29, 1985

Proof of completion of work shall be filed before.....July 29, 1985

Application of water to beneficial use shall be made on or before.....June 29, 1988

Proof of the application of water to beneficial use shall be filed on or before.....July 29, 1988

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....  
Completion of work filed.....JUL 21 1986  
Proof of beneficial use filed.....JUL 19 1990  
Cultural map filed.....  
Certificate No. 13750 Issued SEP 17 1993

IN TESTIMONY WHEREOF, I, PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 29th day of JUNE

A.B. 19 83  
  
State Engineer